



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/742,625	12/20/2000	Frank Bor-Her Chen	25164-67462	9358

7590 11/30/2001

BARNES & THORNBURG
11 South Meridian Street
Indianapolis, IN 46204

EXAMINER

BLANTON, REBECCA A

ART UNIT PAPER NUMBER

1762

DATE MAILED: 11/30/2001

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/742,625

Applicant(s)

CHEN ET AL.

Examiner

Rebecca A. Blanton

Art Unit

1762

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 March 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-48 is/are pending in the application.
- 4a) Of the above claim(s) 1-36 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 37-48 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☒ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 37-48 are rejected under 35 U.S.C. 103(a) as being unpatentable over Mirous et al. (U.S. 5719239) in view of Argyropoulos et al. (U.S. 5412049).

Referring to claims 37-40, Mirous et al. teach a process for forming a polymer coated panel, followed by compressing and heating the coated mat to form a coated composite substrate (abstract). Mirous et al. also teach that the mat may have a layer of paper glued to it, with the coating on top of the paper (column 9 lines 39-41). Mirous et al. do not teach that the polymer is chemically cross-linked without heating. Argyropoulos et al. teach a coating composition that may be used for pressboard items (column 9 lines 13-27). Argyropoulos et al. teach that the coating contains acrylic polymers that may be cured by photochemical means (column 1 lines 14-18 and column 8 lines 33-39). Argyropoulos et al. further teach that radiation curable systems are particularly useful when curing coatings on paper (column 9 lines 24-26). It would have been obvious to one of ordinary skill in the art at the time the invention was made to substitute the thermosetting curable resin of Mirous et al. with the thermosetting curable resin taught by Argyropoulos et al. with the expectation of similar results.

Art Unit: 1762

Referring to claims 41, 43, and 48, Argyropoulos et al. teach that the thermoset resin may be ionically cross-linked (column 8 lines 33-52).

Referring to claim 42, Argyropoulos et al. teach that the polymers may be covalently cross-linked polymers (column 5 lines 34-48).

Referring to claim 44, Mirous et al. teach a coated composite substrate that is compressed and heated to form a polymer coated composite, as described above.

Argyropoulos et al. teach a pressboard coating that is cured through photochemical means and is ionically cross-linked, as described above.

Referring to claims 45-47, Mirous et al. teach that the mat may include a sheet of paper glued to the surface of the mat, where the paper is coated with the cross-linked polymer, as described above.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U.S. 5786072 to Hsu et al.: Hsu et al. teach a prepress sealer that is applied to a wood composition board prior to heating and compression.

U.S. 4517240 to Tracton et al.: Tracton et al. teach coating a fiberboard with an aqueous treating composition prior to heating and compression.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rebecca A. Blanton whose telephone number is 703-605-4295. The examiner can normally be reached on M - F (8:00am - 4:00pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Shrive P. Beck can be reached on 703-308-2333. The fax phone numbers

Art Unit: 1762

for the organization where this application or proceeding is assigned are 703-305-5408 for regular communications and 703-872-9311 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.

rab 
November 14, 2001


SHRIVE P. BECK
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1700